



March 16, 2005

ENGROSSED SENATE BILL No. 569

DIGEST OF SB 569 (Updated March 15, 2005 10:57 am - DI 103)

Citations Affected: IC 16-19.

Synopsis: Safety of children during storms. Requires the state department of health to adopt guidelines concerning the safety of children during bad weather conditions and to distribute the guidelines to the department of education and to relevant organizations. Requires the state department of health and the department of education to adopt enforcement provisions for compliance with the guidelines.

Effective: July 1, 2005.

Miller, Skinner

(HOUSE SPONSORS — BECKER, BROWN C)

January 20, 2005, read first time and referred to Committee on Health and Provider Services.

January 27, 2005, amended, reported favorably — Do Pass.

February 3, 2005, read second time, amended, ordered engrossed.

February 4, 2005, engrossed.

February 17, 2005, read third time, passed. Yeas 46, nays 0.

HOUSE ACTION

March 8, 2005, read first time and referred to Committee on Public Safety and Homeland Security.

March 15, 2005, amended, reported — Do Pass.

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ES 569—LS 7614/DI 14+



March 16, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 569

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-19-3-6.5 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2005]: **Sec. 6.5. (a) The state department shall adopt guidelines**
4 **concerning the safety of children during bad weather conditions.**

5 **(b) The guidelines adopted under subsection (a) must include a**
6 **listing of places that are safe during the following types of weather**
7 **conditions:**

8 **(A) Blizzards.**

9 **(B) Tornados.**

10 **(C) Rain storms.**

11 **(D) Lightning storms.**

12 **(E) Hail storms.**

13 **(F) Wind storms.**

14 **(G) Extreme heat.**

15 **(H) Any other weather condition for which the National**
16 **Weather Service issues an advisory, a watch, or a warning.**

17 **(c) The guidelines adopted under subsection (a) must cover the**



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1 following types of events and places where children may be
2 exposed to weather conditions:

3 (1) Schools and activities organized by schools.

4 (2) Day care.

5 (3) Preschool.

6 (4) Organized sporting events.

7 (5) Public parks.

8 (6) Any other place where children may be gathered in an
9 organized activity.

10 (d) The state department shall distribute the guidelines adopted
11 under subsection (a) to:

12 (1) the department of education, which shall then distribute
13 the guidelines to each:

14 (A) school corporation; and

15 (B) nonpublic school; and

16 (2) any person that:

17 (A) operates a place; or

18 (B) organizes or conducts an activity or event;

19 described in subsection (c).

20 (e) The state department and the department of education shall
21 establish enforcement provisions for compliance with the
22 guidelines adopted under subsection (a). An entity that is subject
23 to a guideline adopted under subsection (a) shall comply with the
24 guideline.

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SENATE MOTION

Madam President: I move that Senator Skinner be added as coauthor of Senate Bill 569.

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 569, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 3, delete "rules" and insert "**guidelines**".

Page 1, line 5, delete "rules" and insert "**guidelines**".

Page 1, line 17, delete "rules" and insert "**guidelines**".

Page 2, line 10, delete "rules" and insert "**guidelines**".

Page 2, line 11, delete "to governmental entities, schools, and" and insert "**to:**

(1) the department of education, which shall then distribute the guidelines to each:

(A) school corporation; and

(B) nonpublic school; and

(2) any person that:

(A) operates a place; or

(B) organizes or conducts an activity or event;

described in subsection (c)."

Page 2, delete lines 12 through 13.

and when so amended that said bill do pass.

(Reference is to SB 569 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

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SENATE MOTION

Madam President: I move that Senate Bill 569 be amended to read as follows:

Page 2, after line 19, begin a new paragraph and insert:

"(e) The state department and the department of education shall establish enforcement provisions for compliance with the guidelines adopted under subsection (a)."

(Reference is to SB 569 as printed January 28, 2005.)

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Safety and Homeland Security, to which was referred Senate Bill 569, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 22, after "(a)." insert "**An entity that is subject to a guideline adopted under subsection (a) shall comply with the guideline.**".

and when so amended that said bill do pass.

(Reference is to SB 569 as reprinted February 4, 2005.)

RUPPEL, Chair

Committee Vote: yeas 8, nays 0.

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